

Feb 02 06

Express Mail Label No.: EV 781049218US
Date of Deposit: January 31, 2006

Attorney Docket No.: 28589-022 (formerly 21958-022)
EXPEDITED PROCEDURE
UNDER 37 CFR 1.116
GROUP ART UNIT 3627

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/059,939 Confirmation No. 7162
Applicant(s) : Mark LeVake, *et al.*
Filed : January 29, 2002
TC/A.U. : 3627
Examiner : Laneau, Ronald
Customer No. : 35437
For : **METHOD AND APPARATUS FOR CONDUCTING LIVE,
POINT-OF-SALE, ELECTRONIC MONITORING
AND TRANSACTION SERVICES**

MAIL STOP AF

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

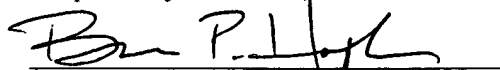
TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

1. Amendment After Final [10 pages];
2. Exhibit A (Copy of Provisional Application No. 60/429,756) [34 pages];
3. Exhibit B (Copy of Provisional Application No. 60/480,626) [28 pages];
4. Exhibit C (Copy of U.S. Patent Application Publication No. US 2002/0016829 A1) [23 pages];
5. Amendment Transmittal Letter (1 pg.); and
6. a Return Postcard

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (212) 935-3000, New York, New York. The Director is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. **50-0311**, Reference No. **28589-022** (Customer Number: **35437**). A duplicate copy of this Transmittal Letter is enclosed.

Respectfully submitted,



Date: January 31, 2006

Richard G. Gervase, Reg. No. 46,725

Brian P. Hopkins, Reg. No. 42,669

Attorneys for Applicants

MINTZ, LEVIN, COHN, FERRIS,

GLOVSKY and POPEO, P.C.

The Chrysler Center; 666 Third Avenue, 24th Floor

New York, New York 10017

Telephone: (212) 935-3000

Telefax: (212) 983-3115

Customer No. 35437

AMENDMENT TRANSMITTAL LETTER			Docket No. 28589-022 (formerly 21958-022)
Serial No. 10/059,939	Filing Date January 29, 2002	Examiner Laneau, Ronald	Group Art Unit 3627

Applicants Mark LeVake *et al.*

Invention: **METHOD AND APPARATUS FOR CONDUCTING LIVE, POINT-OF-SALE,
ELECTRONIC MONITORING AND TRANSACTION SERVICES**

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

<u>CLAIMS AS AMENDED</u>					
	Claims Remaining After Amendment	Highest # Previously Paid	# Extra Claims Present	Rate	Additional Fee
Total Claims	12	- 30	0	x \$50.00	\$0
Independent Claims	7	- 12 =	0	x \$200.00	\$0
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Total					\$0
Small Entity Reduction (-50%):					\$0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0

☐ Large Entity ☒ Small Entity

☐ No additional fee is required for amendment.

☐ Please charge Deposit Account No. 50-0311 in the amount of _____
 A duplicate copy of this sheet is enclosed.

☐ A check in the amount of _____ to cover these fees is enclosed.

☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 50-0311 as
 described below. A duplicate copy of this sheet is enclosed.

☒ Credit any overpayment.

☒ Charge any additional filing or application processing fees required under 37 C.F.R. 1.16 and
 1.17.

Richard G. Gervase, Reg. No. 46,725
 Brian P. Hopkins, Reg. No. 42,669
 Attorneys for Applicants
 MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO P.C.
 666 Third Avenue, 24th Floor
 New York, NY 10017
 Tel.: (212) 935-3000

Dated: January 31, 2006

Express Mail Label No: EV 781049218US
Date of Deposit: January 31, 2006

Attorney Docket No.: 28589-022 (formerly 21958-022)

**EXPEDITED PROCEDURE
UNDER 37 CFR 1.116
GROUP ART UNIT 3627**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/059,939 Confirmation No. 7162
Applicants : Mark LeVake, *et al.*
Filed : January 29, 2002
TC/A.U. : 3627
Examiner : Laneau, Ronald
Docket No. : 28589 -022 (formerly 21958-022)
Customer No. : 35437
Title : **METHOD AND APPARATUS FOR CONDUCTING
LIVE, POINT-OF-SALE, ELECTRONIC
MONITORING AND TRANSACTION SERVICES**

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AFTER FINAL

Dear Sir:

In response to the outstanding Office Action dated October 31, 2005 (Paper No. 10062005) for the above-identified patent application, Applicants submit the following remarks:

The claim listing begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.

Conclusion begin on page 10 of this paper.